

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY CHIEF CLERKS OFFICE

Protecting Texas by Reducing and Preventing Pollution

September 27, 2007

To: Persons on the attached mailing list (by mail and facsimile as indicated)

Re: TCEQ Docket No. 2006-1778-UCR: City of Lindsay's Motion for Judgment Nunc Pro Tunc under Texas Rule of Civil Procedure 316; related to previous action in TCEQ Docket Nos. 2001-1045-UCR and 2001-1046-UCR and SOAH Docket No. 582-02-0431.

On September 1, 2006, the Commission received a Motion for Judgment Nunc Pro Tunc ("Motion") filed by the City of Lindsey ("Movant"). The Commission's Office of General Counsel previously invited other interested persons to file response briefs and authorized the Movant to file a reply brief in its letter dated October 10, 2006, and extended the deadline to file the reply brief by letter dated November 17, 2006. Complete copies of the Motion and related briefs may be obtained from the Office of the Chief Clerk, TCEQ, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087.

The Commission's Office of General Counsel has decided to set the above-referenced matter for consideration by the Commission at its public meeting on **Wednesday, October 10, 2007**, starting at **1:00 p.m.** in Room 201S, Building E, 12100 Park 35 Circle, Austin, Texas 78753.

The Commission will take oral argument on this matter. The Movant, the Executive Director, and Office of Public Interest Counsel are notified that oral presentations shall be limited to five minutes each, excluding time for answering questions raised by the Commissioners.

If you have questions concerning this matter, please contact Todd Burkey, Assistant General Counsel, at 512/239-2941.

Respectfully,

A handwritten signature in cursive script that reads "Celeste Baker".

Celeste Baker
Acting General Counsel

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Mailing List

City of Lindsay's Motion for Judgment Nunc Pro Tunc
TCEQ Docket No. 2006-1778-UCR

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